



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

LCC:ddj
Docket No: 2997-99
27 January 2000

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 27 January 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1430 SER 852/382 of 9 December 1999, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director



DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
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1430
Ser 852/382
9 Dec 99

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF NAVAL
RECORDS

Via: Assistant for BCNR Matters (PERS-00XCB)

Subj: COMMENTS AND RECOMMENDATIONS IN THE CASE OF
[REDACTED]

Ref: (a) BUPERSINST 1430.16D

Encl: (1) Docket #02997-99

1. In response to enclosure (1), the following information is provided:

a. A Performance Mark Average (PMA) is required for each advancement candidate. PMA is computed by using evaluation report trait marks and/or advancement recommendations (evaluations after 1996) in the candidates present paygrade to include evaluations in a frocked status received during the minimum time in rate period specified in the NAVADMIN for a particular advancement cycle.

b. When a command prepares the Naval Education Training Worksheet (NAVEDTRA 1430/2), reference (a) states a member must review, for accuracy, information transcribed from their field service record to the member's examination worksheet. This worksheet is signed by each member acknowledging the transcribed information. Naval Education and Training Professional Development and Technology Center (NETPDTC) verifies the answer sheets for accuracy.

2. A thorough review of [REDACTED] record shows that on the March 1997 (Cycle 155) Navywide Examination the PMA should have been 3.88 vice the 3.99 which is on the worksheet at NETPDTC. In the Electronic Military Personnel Record System (EMPRS) and verified by the Performance Evaluation Branch (Pers-311) the 95 Oct 04 - 96 Feb 18 evaluation has a promotable recommendation. Including this evaluation, the recomputation results in a final multiple of 214.65 which does not meet the required score of 222.67 for advancement to Petty Officer First Class for the March 1997 (Cycle 155) examination.

3. Based on policy and guidelines established in reference (a), enclosure (1) is returned recommending disapproval.


E. F. ZARDEŠKAS-ASHBY
By direction